

LARRY TOTTEN as CHAIRMAN and JOSE)	Case No.: C-04-5441 SBA
MORENO AS CO-CHAIRMAN of the)	
BOARD OF TRUSTEES FUND FOR THE)	ORDER PURSUANT TO SETTLEMENT
LABORERS PENSION TRUST FUND FOR)	AGREEMENT
NORTHERN CALIFORNIA,)	
)	
Plaintiff,)	
)	
vs)	
)	
DORATRIZ CERVANTES, an individual,)	
CHRISTINE LARGAESPADA, an individual,)	
and DOES 1-50, inclusive,)	
Defendants.)	
)	
AND ALL RELATED CLAIMS)	
)	

PROPOSED ORDER PURSUANT TO SETTLEMENT AGREEMENT

1 The amount of \$47,472.00 (forty-seven thousand four hundred and seventy-two dollars) was
2 previously deposited by Plaintiffs with the Clerk of this Court.

3 In accordance with Judge Armstrong's "Amended Order for Discharge of Stakeholder in
4 Interpleader Action and For Preliminary Injunction" signed on October 27, 2005, the amounts of (a)
5 \$6,877.81 (six thousand eight hundred and seventy-seven dollars and eighty-one cents) and (b)
6 \$7,614.66 (seven thousand six hundred and fourteen dollars and sixty-six cents) were awarded to
7 Plaintiffs as attorney's fees and costs that were taken out of the \$47,472.00 (forty-seven thousand
8 four hundred and seventy-two dollars), previously deposited by Plaintiffs with the court. The award
9 of attorney's fees and costs has reduced the amount on deposit with the Clerk of the court to the
10 current amount of \$32,979.53 (thirty-two thousand nine hundred and seventy-nine dollars and fifty-
11 three cents).

12 Pursuant to the agreement of the parties:

13 1. The remaining \$32,979.53 (thirty-two thousand nine hundred and seventy-nine
14 dollars and fifty-three cents) that is on deposit with the Clerk of the court shall be divided with
15 Defendant DORATRIZ CERVANTES receiving 80% (eighty percent) of these funds, and
16 Defendant CHRISTINE LARGAESPADA receiving 20% (twenty percent).

17 2. Therefore, Defendant DORATRIZ CERVANTES shall receive \$26,383.63 (twenty-
18 six thousand three hundred and eighty-three dollars and sixty-two cents), and Defendant
19 CHRISTINE LARGAESPADA shall receive \$6,595.90 (six thousand five hundred and ninety-five
20 dollars and ninety cents).

21 3. The Clerk of the Court shall issue payments to Defendants DORATRIZ
22 CERVANTES in the amount of \$26,383.63 (twenty-six thousand three hundred and eighty-three
23 dollars and sixty-two cents), and to CHRISTINE LARGAESPADA in the amount of \$6,595.090
24 (six thousand five hundred and ninety-five dollars and ninety cents), from the remaining funds on
25 deposit with the Clerk.
26
27
28

1 Mrs. CERVANTES' payment shall be sent to her as follows:

2 Doratriz Cervantes
3 c/o Mario Fausto, Esq.
4 Sayar Czarkowski Fausto LLP
5 350 Second Street
6 Los Altos, CA 94022

7 Ms. LARGAESPADA'S payment shall be sent to her as follows:

8 Christine Largaespada
9 c/o Mortimer Herstein, Esq.
10 42 Digby Street
11 P.O. Box 318158
12 San Francisco, CA 94131

13 IT IS SO ORDERED.

14 DATE: 5/24/06



15 Judge Sandra B. Armstrong